Q67541

PRELIMINARY AMENDMENT U.S. Appln. No. 10/009,332

REMARKS

Claims 1-11 are pending in the application.

Claims 1-11 have been amended to more fully conform with U.S. practice.

Claim 7 has been amended to correct the improper multiple dependency in the claim as filed. In this regard, claim 7 now incorporates the subject matter of claim 1 into the claim. New claims 12 and 13 are similar to claim 7, but incorporate the subject matter of claims 2 and 3, respectively, into the claims.

Claim 9 has been amended to recite the steps used in the method. Support for the amendment may be found in Example 10-2 of the specification (pages 59-61).

New claim 14 finds support in the specification at page 8, lines 1-5.

No new matter has been added.

Entry and consideration of this Amendment are respectfully requested.

Respectfully submitted,

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<u>APPENDIX</u>

VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS:

The claims are amended as follows:

- 1. (Amended) A <u>purified</u> metalloprotease, <u>comprising</u> having an aggreeanase activity, which comprises an amino acid sequence of from the 213th position to the 583rd position of an amino acid sequence represented by <u>amino acids 213-583 of SEQ ID NO:1</u>, or an equivalent of said metalloprotease, <u>wherein said metalloprotease has aggreeanase activity</u>.
- 2. (Amended) A <u>purified</u> metalloprotease, <u>comprising having an aggreeanase</u> activity, which comprises an amino acid sequence of from the 1st position to the 583rd position of an amino acid sequence represented by <u>amino acids 1-583 of SEQ ID NO:1</u>, or an equivalent of said metalloprotease, wherein said metalloprotease has aggreeanase activity.
- 3. (Amended) A <u>purified metalloprotease, comprising having an aggreeanase</u> activity, an <u>amino acid sequence selected from the group consisting which consists</u> of an amino acid sequence represented by <u>amino acids 1-950 of SEQ ID NO:1</u>, an <u>amino acid sequence of from the 1st position to the 687th position of thean</u> amino acid sequence represented by <u>amino acids 1-687 of SEQ ID NO:1</u>, an <u>amino acid sequence of from the 1st position to the 583rd position of thean</u> amino acid sequence represented by <u>amino acids 1-583 of SEQ ID NO:1</u>, an <u>amino acid sequence of from the 213th position to the 950th position of thean</u> amino acid sequence of from the 213th position to the 687th position of thean amino acid sequence represented by <u>amino acids 213-950 of SEQ ID NO:1</u>, an <u>amino acid sequence of from the 213th position to the 687th position of thean</u> amino acid sequence represented by <u>amino acids 213-687 of SEQ ID NO:1</u>, or an <u>amino acid sequence of from the 213th position to the 583rd</u>

position of thean amino acid sequence represented by amino acids 213-583 of SEQ ID NO:1, and or an equivalent of said metalloprotease, wherein said metalloprotease has aggrecanase activity.

- 4. (Amended) <u>An isolated polynucleotide A gene</u> which encodes an amino acid sequence of the <u>a</u> metalloprotease having an aggrecanase activity <u>of described in any</u> one of claims 1 to 3, or an amino acid sequence of an equivalent of said metalloprotease.
- 5. (Amended) A <u>cloning or expression</u> vector <u>comprising which comprises a</u> <u>polynucleotide of the gene described in claim 4.</u>
- 6. (Amended) A host cell <u>transformed with the which comprises the vector of</u> described in claim 5.
- 7. (Amended) A method for producing a metalloprotease having aggrecanase activity comprising an amino acid sequence represented by amino acids 213-583 of SEQ ID

 NO:1, the metalloprotease having an aggrecanase activity described in any one of claims 1 to 3 or an equivalent of said metalloprotease, comprising which comprises a) culturing the host cell of using the host cell described in claim 6 under conditions such that said host cell expresses said metalloprotease or said equivalent, and (b) recovering the metalloprotease or the equivalent so expressed.
- 8. (Amended) An antibody <u>having binding specificity for against</u> the metalloprotease having an-aggrecanase activity <u>of described in any one of claims 1 to 3, or an equivalent of said metalloprotease.</u>
- 9. (Amended) A method <u>of identifying for screening</u>-a <u>compound substance</u> capable of inhibiting <u>an</u>-aggrecanase activity of a metalloprotease, <u>comprising</u>:

- a) contacting the which comprises allowing the metalloprotease having an aggrecanase activity of described in any one of claims 1 to 3, or an equivalent of said metalloprotease, to contact with a test compound to be tested,
- b) assaying for aggrecanase activity of the resulting contacted metalloprotease of step (a),
- c) comparing results from the assay of step (b) with results of an assay performed using an identical metalloprotease that has not been contacted with the test compound, and
- d) determining whether the test compound inhibits aggrecanase activity of the metalloprotease, thereby identifying a compound capable of inhibiting aggrecanase activity of a metalloprotease.
- 10. (Amended) A pharmaceutical composition for inhibiting degradation of proteoglycans, comprising (a), which comprises a compound substance capable of inhibiting athe metalloprotease, wherein said compound is obtained by the method of claim 9-having an aggreeanase activity described in any one of claims 1 to 3 or an equivalent of said metalloprotease, as an active ingredient, and (b) a pharmaceutically acceptable carrier or diluent.
- 11. (Amended) An isolated polynucleotide comprising a nucleotide sequence selected from the group consisting of A gene represented by SEQ ID NO:24, 25, 26, 27, 28, 29, 30 and or 31, or an equivalent of said polynucleotide gene.

Claims 12-14 are added as new claims.